

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF NEVADA

Case number (if known)

Chapter 11

☐ Check if this an amended filing

## Official Form 201

## Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Sierra Chemical Co.
2. All other names debtor used in the last 8 years  
Include any assumed names, trade names and doing business as names
3. Debtor's federal Employer Identification Number (EIN) 80-0086174
4. Debtor's address
 

Principal place of business *****  <u>2302 Larkin Circle</u> <u>Sparks, NV 89431</u> Number, Street, City, State & ZIP Code  <u>Washoe</u> County	Mailing address, if different from principal place of business  P.O. Box, Number, Street, City, State & ZIP Code  Location of principal assets, if different from principal place of business  Number, Street, City, State & ZIP Code
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5. Debtor's website (URL) http://www.caruscorporation.com/page/sierra-chemical
6. Type of debtor
 

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))  
☐ Partnership (excluding LLP)  
☐ Other. Specify: \_\_\_\_\_

\*\*\*\*Debtor also operates from 1010 Industrial Drive, Stockton, California.

Debtor Sierra Chemical Co.  
Name

Case number (if known) \_\_\_\_\_

## 7. Describe debtor's business A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

## B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.  
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

\_\_\_\_\_

## 8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
- ☐ Chapter 9
- ☒ Chapter 11. Check all that apply:

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

## 9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District _____	When _____	Case number _____
District _____	When _____	Case number _____

## 10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- ☒ No
- ☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor _____	Relationship _____
District _____	When _____ Case number, if known _____

Debtor Sierra Chemical Co.  
Name

Case number (if known) \_\_\_\_\_

11. Why is the case filed in this district? Check all that apply:
- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention? ☒ No
- ☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? \_\_\_\_\_

- ☐ It needs to be physically secured or protected from the weather.

- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

- ☐ Other \_\_\_\_\_

Where is the property? \_\_\_\_\_

Number, Street, City, State &amp; ZIP Code

Is the property insured?

- ☐ No

- ☐ Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

### Statistical and administrative information

13. Debtor's estimation of available funds Check one:
- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors
- |   |  |  |
|---|--|--|
| <input type="checkbox"/> 1-49               | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99              | <input type="checkbox"/> 5001-10,000   | <input type="checkbox"/> 50,001-100,000    |
| <input checked="" type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999            |  |  |

15. Estimated Assets
- |  |  |  |
|--|--|--|
| <input type="checkbox"/> \$0 - \$50,000          | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion     |
| <input type="checkbox"/> \$50,001 - \$100,000    | <input type="checkbox"/> \$10,000,001 - \$50 million           | <input type="checkbox"/> \$1,000,000,001 - \$10 billion  |
| <input type="checkbox"/> \$100,001 - \$500,000   | <input type="checkbox"/> \$50,000,001 - \$100 million          | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million         | <input type="checkbox"/> More than \$50 billion          |

16. Estimated liabilities
- |  |   |  |
|--|---|--|
| <input type="checkbox"/> \$0 - \$50,000          | <input type="checkbox"/> \$1,000,001 - \$10 million             | <input type="checkbox"/> \$500,000,001 - \$1 billion     |
| <input type="checkbox"/> \$50,001 - \$100,000    | <input checked="" type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion  |
| <input type="checkbox"/> \$100,001 - \$500,000   | <input type="checkbox"/> \$50,000,001 - \$100 million           | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million          | <input type="checkbox"/> More than \$50 billion          |

Debtor Sierra Chemical Co.  
Name

Case number (if known) \_\_\_\_\_

**Request for Relief, Declaration, and Signatures**

**WARNING** – Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/30/2017  
MM/DD/YYYYX David J. Kuzy  
Authorized representative  
Title PresidentDavid J. Kuzy  
Printed name**18. Signature of attorney**X [Signature]  
Signature of attorney for debtorDate 8-30-17  
MM/DD/YYYYStephen R. Harris  
Printed nameHarris Law Practice LLC  
Firm name6151 Lakeside Drive, Suite 2100  
Reno, Nevada 89511  
Number, Street, City, State & ZIP CodeContact phone 775-786-7600Email address steve@harrislawreno.com001463

Bar number and State

**Fill in this information to identify the case:**

Debtor name Sierra Chemical Co.  
 United States Bankruptcy Court for the: DISTRICT OF NEVADA  
 Case number (if known): \_\_\_\_\_

☐ Check if this is an  
 amended filing

**Official Form 204****Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders**

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
2302 Larkin Circle, LLC c/o Robinson, Simons, Sharp & Brust 71 Washington Street Reno, NV 89503	Mark G. Simons, Esq. msimons@rssblaw.com P: 775-329-3151	Rent	Unliquidated Disputed			\$19,579.71
Anchor Concrete 1750 Marietta Way Sparks, NV 89431	sierraha@rstricounty.com P: 775-359-4969	Goods and services	Unliquidated			\$26,136.00
Axiall, LLC PO Box 842852 Boston, MA 02284	Patrick Edwards patrick.edwards@westlake.com P: 360-577-5580	Goods and services	Unliquidated			\$88,451.13
Bank of America PO Box 660576 Dallas, TX 75266-0576	Jason Guerra jason.guerra@baml.com 312-904-0692	Revolving Loan	Unliquidated	\$13,706,457.33	\$0.00	\$13,706,457.33
Bank of America PO Box 660576 Dallas, TX 75266-0576	Jason Guerra jason.guerra@baml.com P: 312-904-0692	Term Loan	Unliquidated	\$8,040,394.69	\$0.00	\$8,040,394.69
Brenntag Pacific, Inc. 10747 Patterson Place Santa Fe Springs, CA 90670	njanson@brenntag.com P: 877-229-6305	Goods and services	Unliquidated			\$56,264.96
Chemical Transfer PO Box 6036 Stockton, CA 95206	emily@caltank.com P: 209-466-3554	Goods and services	Unliquidated			\$25,143.79

Debtor Sierra Chemical Co.  
Name

Case number (if known) \_\_\_\_\_

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Chemtrade Electrochemical PO Box 120199 Dallas, TX 75312-0199	sostapenko@chemtradelogistics.com	Goods and services	Unliquidated			\$151,047.75
Circle Transport, Inc. 315 5th Street Peru, IL 61354	Ted Matthews ted.matthews@caruscorporation.com P: 815-223-1500	Transportation and services	Unliquidated			\$241,731.57
Connell Brothers Company 33315 Treasury Center Chicago, IL 60694	cbcsanfrancisco@wecocbc.com P: 206-439-0334	Goods and services	Unliquidated			\$127,066.50
Container Technology 1000 N. Green Valley Parkway Henderson, NV 89074	cbcsanfrancisco@wecocbc.com	Goods and services	Unliquidated			\$27,699.40
Kennecott Utah Copper PO Box 743371 Los Angeles, CA 90074-3371	Facsimile: 801-204-1082	Goods and services	Unliquidated			\$24,065.12
Nevada Ventures, LLC c/o F. Lynn Kinder 1725 Davis Lane Reno, NV 89511	rrendick@randicklaw.com P: 925-460-3700	Rent	Unliquidated Disputed			\$19,579.71
Poly Processing, ABE PO Box 4869 Houston, TX 77210	ewelch@polyprocessing.com P: 800-523-9871	Goods and services	Unliquidated			\$26,160.98
PVS Chemicals Solution 25214 Network Place Chicago, IL 60673	wduynslager@pvschemicals.com 800-932-8860	Goods and services	Unliquidated			\$77,819.50
SKK Properties, LLC c/o Robinson, Simons, Sharp & Brust 71 Washington Street Reno, NV 89503	Mark G. Simons, Esq. msimons@rssbllaw.com 775-329-3151	Lawsuit in the 2nd District of Nevada, Washoe County (CV17-001518)	Contingent Unliquidated Disputed			\$5,000,000.00
Thatcher Company PO Box 27407 Salt Lake City, UT 84127	Donna Shaw donna.shaw@tchem.com 801-972-4587	Goods and services	Unliquidated			\$48,985.28
Tronox Alkali Wyoming PO Box 91334 Chicago, IL 60693	Facsimile: 405-775-5698	Goods and services	Unliquidated			\$28,487.61

Debtor Sierra Chemical Co.  
Name

Case number (if known) \_\_\_\_\_

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Univar USA, Inc. PO Box 34325 Seattle, WA 98124	Sue Drenkow sue.drenkow@univarsusa.com P: 425-889-3953	Goods and services	Unliquidated			\$526,413.01
Washoe County Treasurer PO Box 30039 Reno, NV 89520	tax@washoecounty.us P: 775-328-2510	Taxes	Unliquidated			\$22,141.24

**United States Bankruptcy Court  
District of Nevada**

In re Sierra Chemical Co.

Debtor(s)

Case No.

Chapter

11

**LIST OF EQUITY SECURITY HOLDERS**

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Carus Holdings Nevada, LLC 315 5th Street Peru, IL 61354	One	75,000	Common

**DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP**

I, the President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date 08/30/2017

Signature

David J. Kuzy  
David J. Kuzy

*Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C. §§ 152 and 3571.*



United States Bankruptcy Court  
District of Nevada

In re Sierra Chemical Co.

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**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for Sierra Chemical Co. in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

Carus Holdings Nevada, LLC  
315 5th Street  
Peru, IL 61354

☐ None [Check if applicable]

Date

8-30-17

Stephen R. Harris

Signature of Attorney or Litigant  
Counsel for Sierra Chemical Co.

Harris Law Practice LLC

6151 Lakeside Drive  
Suite 2100

Reno, Nevada 89511

Phone: 775-786-7600 Fax: 775-786-7764

steve@harrislawreno.com